

Daily Digest

HIGHLIGHTS

Senate passed H.J. Res. 114, Authorization for the Use of Military Force Against Iraq.

Senate passed H.J. Res. 122, Continuing Appropriations for fiscal year 2002.

Senate agreed to the conference report on H.R. 5011, Military Construction Appropriations Act.

The House passed H.J. Res. 114, to authorize the use of United States Armed Forces against Iraq.

The House agreed to the conference report on H.R. 5010, Department of Defense Appropriations.

The House agreed to the conference report on H.R. 5011, Military Construction Appropriations.

The House passed H.J. Res. 122, making further continuing appropriations through October 18.

The House agreed to the conference report on H.R. 3295, Help America Vote Act.

Senate

Chamber Action

Routine Proceedings, pages S10233–S10400

Measures Introduced: Twenty-two bills and three resolutions were introduced, as follows: S. 3089–3110, S. Res. 338–339, and S. Con. Res. 152.

Pages S10359–60

Measures Reported:

S. 2951, to authorize appropriations for the Federal Aviation Administration. (S. Rept. No. 107–309)

H.R. 2486, to authorize the National Oceanic and Atmospheric Administration, through the United States Weather Research Program, to conduct research and development, training, and outreach activities relating to inland flood forecasting improvement. (S. Rept. No. 107–310)

S. 2950, to amend title 49, United States Code, to authorize appropriations for the National Transportation Safety Board for fiscal years 2003, 2004, and 2005, with amendments. (S. Rept. No. 107–311)

S. 2667, to amend the Peace Corps Act to promote global acceptance of the principles of international peace and nonviolent coexistence among peoples of diverse cultures and systems of government, with an amendment in the nature of a substitute.

S. 3054, to provide for full voting representation in Congress for the citizens of the District of Columbia.

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Measures Passed:

Continuing Appropriations: Senate passed H.J. Res. 122, making further continuing appropriations for the fiscal year 2003, clearing the measure for the President.

Page S10395

Patsy Mink Recognition: Senate passed H.J. Res. 113, recognizing the contributions of Patsy Takemoto Mink, clearing the measure for the President.

Page S10395

S.S. Henry Bacon Crew Recognition: Senate agreed to H. Con. Res. 411, recognizing the exploits of the officers and crew of the S.S. *Henry Bacon*, a

United States Liberty ship that was sunk on February 23, 1945. **Page S10397**

National Sea Grant College Program Act Amendments: Senate passed H.R. 3389, to reauthorize the National Sea Grant College Program Act, after agreeing to the following amendment proposed thereto:

Reid (for Kerry) Amendment No. 4878, in the nature of a substitute. **Pages S10397–98**

Iraq Resolution: By 77 yeas to 23 nays (Vote No. 237), Senate passed H.J. Res. 114, to authorize the use of United States Armed Forces against Iraq, clearing the measure for the President. **Page S10342**

Further Resolution on Iraq: Senate completed consideration of S.J. Res. 45, to authorize the use of United States Armed Forces against Iraq, taking action on the following amendments proposed thereto: **Pages S10233–72**

Adopted:

Lieberman/Warner Modified Amendment No. 4856, in the nature of a substitute. **Pages S10237–43**

Rejected:

By 31 yeas to 66 nays (Vote No. 232), Byrd Modified Amendment No. 4869, to provide a termination date for the authorization of the use of the Armed Forces of the United States, together with procedures for the extension of such date unless Congress disapproves the extension. **Pages S10233–37**

By 14 yeas to 86 nays (Vote No. 234), Byrd Amendment No. 4868 (to Amendment No. 4856, as modified), to provide statutory construction that constitutional authorities remain unaffected and that no additional grant of authority is made to the President not directly related to the existing threat posed by Iraq. **Pages S10243–50**

By 24 yeas to 75 nays (Vote No. 235), Levin Amendment No. 4862 (to Amendment No. 4856), in the nature of a substitute. **Pages S10250–64**

By 30 yeas to 70 nays (Vote No. 236), Durbin Amendment No. 4865 (to Amendment No. 4586), to amend the authorization for the use of the Armed Forces to cover an imminent threat posed by Iraq's weapons of mass destruction rather than the continuing threat posed by Iraq. **Pages S10265–72**

During consideration of this measure, Senate also took the following action:

By 75 yeas to 25 nays (Vote No. 233), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on the Lieberman/Warner Modified Amendment No. 4856, in the nature of a substitute. **Page S10243**

By unanimous-consent, the cloture vote on the joint resolution was vitiated. **Page S10272**

By unanimous-consent, S.J. Res. 45, as amended, was indefinitely postponed. **Page S10243**

Reporting of Appropriations Bill: Senate began consideration of the motion to proceed to consideration of S. Res. 304, encouraging the Senate Committee on Appropriations to report thirteen, fiscally responsible, bipartisan appropriations bills to the Senate not later than July 31, 2002, on Wednesday, October 16, 2002. **Page S10398**

A motion was entered to close further debate on the motion to proceed to consideration of the resolution and, in accordance with Rule XXII of the Standing Rules of the Senate, a cloture vote will occur at 12 noon, on Wednesday, October 16, 2002. **Pages S10398–99**

Subsequently, the motion to proceed was withdrawn. **Page S10399**

Military Construction—Conference Report: Senate agreed to the conference report on H.R. 5011, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2003, clearing the measure for the President. **Pages S10396–97**

Election Reform Conference Report Agreement: A unanimous-consent agreement was reached providing for consideration of the conference report on H.R. 3295, to require States and localities to meet uniform and nondiscriminatory election technology and administration requirements applicable to Federal elections, to establish grant programs to provide assistance to States and localities to meet those requirements and to improve election technology and the administration of Federal elections, to establish the Election Administration Commission, at 11 a.m., on Tuesday, October 15, 2002, and continue at 2:15 p.m., on Wednesday, October 16, 2002, with a vote to occur on adoption of the conference report. **Pages S10398–99**

Defense Appropriations Conference Report Agreement: A unanimous-consent agreement was reached providing for consideration of the conference report on H.R. 5010, making appropriations for the Department of Defense for the fiscal year ending September 30, 2003, on Wednesday, September 16, 2002, with a vote to occur on adoption of the conference report.

Nomination Placed on Calendar: The following nomination was discharged from the Committee on Agriculture, Nutrition, and Forestry and was placed on the Executive Calendar:

Nancy C. Pellett, of Iowa, to be a Member of the Farm Credit Administration Board. **Page S10398**

Nominations Received: Senate received the following nominations:

J. Cofer Black, of Virginia, to be Coordinator for Counterterrorism, with the rank and status of Ambassador at Large.

Cormac J. Carney, of California, to be United States District Judge for the Central District of California.

John R. Adams, of Ohio, to be United States District Judge for the Northern District of Ohio.

J. Daniel Breen, of Tennessee, to be United States District Judge for the Western District of Tennessee.

Thomas A. Varlan, of Tennessee, to be United States District Judge for the Eastern District of Tennessee.

David Hertz, of Indiana, to be a Member of the National Council on the Humanities for a term expiring January 26, 2006.

Stephan Thernstrom, of Massachusetts, to be a Member of the National Council on the Humanities for a term expiring January 26, 2008.

Marguerite Sullivan, of the District of Columbia, to be a Member of the National Council on the Humanities for a term expiring January 26, 2008.

Lawrence Okamura, of Missouri, to be a Member of the National Council on the Humanities for a term expiring January 26, 2008.

Sidney McPhee, of Tennessee, to be a Member of the National Council on the Humanities for a term expiring January 26, 2008.

Stephen McNight, of Florida, to be a Member of the National Council on the Humanities for a term expiring January 26, 2006.

Elizabeth Fox-Genovese, of Georgia, to be a Member of the National Council on the Humanities for a term expiring January 26, 2008.

Dario Fernandez-Morera, of Illinois, to be a Member of the National Council on the Humanities for a term expiring January 26, 2008.

Jewel Spears Brooker, of Florida, to be a Member of the National Council on the Humanities for a term expiring January 26, 2008.

1 Air Force nomination in the rank of general.

Routine lists in the Army. **Pages S10399–S10400**

Messages From the House: **Page S10356**

Measures Placed on Calendar: **Page S10395**

Measures Read First Time: **Pages S10395–96**

Executive Communications: **Pages S10356–59**

Additional Cosponsors: **Pages S10360–61**

Statements on Introduced Bills/Resolutions:
Page S10361

Additional Statements: **Pages S10351–56**

Amendments Submitted: **Page S10390**

Authority for Committees to Meet: **Page S10395**

Privilege of the Floor: **Page S10395**

Record Votes: Six record votes were taken today. (Total—237)

Pages S10237, S10243, S10250, S10264, S10272, S10342

Adjournment: Senate met at 9:15 a.m., and adjourned at 1:44 a.m., on Friday, October 11, 2002, until 10 a.m., on Tuesday, October 15, 2002. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S10399).

Committee Meetings

(Committees not listed did not meet)

SHIPBOARD HAZARD AND DEFENSE TESTS

Committee on Armed Services: Committee concluded hearings to examine the Department of Defense's inquiry into Project 112 (a chemical and biological warfare testing program management initiative) and Shipboard Hazard and Defense (SHAD) tests, after receiving testimony from Representative Mike Thompson; William Winkenwerder, Jr., Assistant Secretary for Health Affairs, and Michael E. Kilpatrick, Deputy Director for Deployment Health Support Directorate, both of the Department of Defense; Robert J. Epley, Associate Deputy Under Secretary for Policy and Program Management, and Kenneth C. Hyams, Chief Consultant, Occupational and Environmental State Healthcare Group, both of the Department of Veterans Affairs; LCDR Jack B. Alderson, USNR (Ret.), Eureka, California; Robert W. Bates, Vancouver, Washington; and George J. Brocklebank, Palm Beach Gardens, Florida.

BAY MILLS INDIAN COMMUNITY LAND CLAIM SETTLEMENT ACT

Committee on Indian Affairs: Committee concluded hearings on S. 2986, to provide for and approve the settlement of certain land claims of the Bay Mills Indian Community, Michigan, after receiving testimony from Senator Stabenow; Representatives Stupak and Bonior; Aurene M. Martin, Deputy Assistant Secretary of the Interior for Indian Affairs; R. Lance Boldrey, Office of Michigan Governor John Engler, Lansing; L. John Lufkins, Bay Mills Indian Community, Brimley, Michigan; Bernard Bouschor, Sault Ste. Marie Tribe of Chippewa Indians, Sault Ste. Marie, Michigan; and George Bennett, Grand Traverse Band Tribal Council, Peshawbestown, Michigan, on behalf of the Grand Traverse Band of Ottawa and Chippewa Indians.